

# Court of Appeals, State of Michigan

## ORDER

Wayne E White v Barbara Ann Karmanos Cancer Institute

Docket No. 270320

LC No. 05-534994-NH

William C. Whitbeck, C.J.  
Presiding Judge

Judges of the  
Court of Appeals

Judges

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The Court orders that a special panel shall be convened pursuant to MCR 7.215(J) to resolve the conflict between this case and *Apsey v Memorial Hosp (On Reconsideration)*, 266 Mich App 666; 702 NW2d 870 (2005), lv pending. Further, this case shall be consolidated with *Kaczynski v Anderson*, \_\_\_ Mich App \_\_; \_\_\_ NW2d \_\_ (Docket No. 268529; issued January 25, 2007), conflict certified and special panel convened \_\_\_ Mich App \_\_; \_\_\_ NW2d \_\_ (February 7, 2007).

The Court further orders that the opinion in this case is VACATED in its entirety. MCR 7.215(J)(5).

Appellants may file a supplemental brief within 21 days of the Clerk's certification of this order. Appellees may file a supplemental brief within 21 days of the service of appellants' brief. Nine copies must be filed with the Clerk of the Court.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 23 2007  
Date

*Sandra Schultz Mengel*  
Chief Clerk